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Attorneys for Defendants
ROCKRIDGE MANOR HOMEOWNERS' ASSOCIATION AND
SPECIALLY APPEARING DEFENDANTS CHARLES BLAKENEY
AND PURPORTED ENTITIES ROCKRIDGE MANOR
CONDOMINIUM AND ROCKRIDGE MANOR BOARD OF
DIRECTORS

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHRISTINE CHANG, individually and as Guardian ad
Litem for ERIC SUN, disabled

Plaintiffs,

v.

ROCKRIDGE MANOR CONDOMINIUM, ROCKRIDGE
MANOR HOMEOWNERS ASSO; ROCKRIDGE
MANOR BOARD OF DIRECTORS; ROCKRIDGE
MANOR PRESIDENT OF BOARD OF DIRECTORS
CHARLES BLAKENEY; ROCKRIDGE MANOR
MANAGER EVA AMMANN; TRUCK INSURANCE
EXCHANGE; AND DOES 1-30, inclusive,

JOINDER

UNIVERSITY OF CALIFORNIA BERKELEY; UC
BERKELY CHANCELLOR ROBERT BIRGENEAU; UC
BERKELEY PUBLIC RECORDS COORDINATOR
ALAN KOLLING; UC BERKELEY GENERAL
COUNSEL SUSAN VON SEEBURG; UC BERKELEY
POLICE DEPARTMENT CHIEF VICTORIA
HARRISON; UC BERKELEY POLICE DEPARTMENT
LIEUTENANT ADAN TEJADA; UC BERKELEY
POLICE DEPARTMENT MANAGER TOM KLATT; UC
BERKELY POLICE DEPARTMENT DISPATCHER
CONSTANCE PEPPERS CELAYA; and DOES 31-60,
inclusive,

JOINDER

PAMELA ZIMBA, ATTORNEY AT LAW; ALBERT
COOMBES, ATTORNEY AT LAW; and DOES 61-90,
inclusive,

**DECLARATION OF ADELIO ZUNINO IN SUPPORT OF
DEFENDANTS ROCKRIDGE MANOR HOMEOWNERS'
ASSOCIATION, CHARLES BLAKENEY, ROCKRIDGE MANOR
CONODMINIUM AND ROCKRIDGE MANOR BOARD OF
DIRECTORS' MOTION FOR RELIEF FROM DEFAULT AND
FOR LEAVE TO FILE MOTION TO DISMISS AND MOTION**

Case No.: C07-4005 EMC

**DECLARATION OF ADELIO
ZUNINO IN SUPPORT OF
DEFENDANTS ROCKRIDGE
MANOR HOMEOWNERS'
ASSOCIATION, CHARLES
BLAKENEY, ROCKRIDGE MANOR
CONDOMINIUM AND ROCKRIDGE
MANOR BOARD OF DIRECTORS'
MOTION FOR RELIEF FROM
DEFAULT AND FOR LEAVE TO
FILE MOTION TO DISMISS AND
MOTION FOR SUMMARY
JUDGMENT**

Date:

Time:

Room: C

Judge: Magistrate Judge Edward M. Chen

ALLMAN & NIELSEN, P.C.
100 Larkspur Landing Circle, Suite 212
Larkspur, CA 94939
Telephone: 415.461.2700 Facsimile: 415.461.2726

1 Defendants

2 I, Adelio Zunino, do declare as follows:

3 I am employed as the manager for the Rockridge Manor Homeowners' Association. My
4 business address is 2005 Pleasant Valley Avenue, number 110, Oakland, California 94611.

5 On approximately September 7, 2007 or September 10, 2007 I was approached by a man in
6 the vicinity of the Rockridge Manor Condominium Complex where I work. He asked me if I
7 worked there. I told him I am the manager. He then gave me five envelopes containing copies of the
8 plaintiffs' summons, complaint and other materials. I was not asked, and I did not tell the person
9 who gave me the envelopes, whether I was accepting the summons and the complaint on behalf of
10 any person or entity. I am the person who is registered as the agent for service of process with the
11 California Secretary of State for the Rockridge Manor Homeowners' Association. The envelopes
12 were addressed to the following: Rockridge Manor Homeowners' Association, Rockridge Manor
13 Condominium, Rockridge Manor Board of Directors, Rockridge Manor President of Board of
14 Directors, Charles Blakeney and Rockridge Manor Manager, Eva Ammann.

15 On either the day I received the documents or on the following day, I contacted the
16 insurance agent for the Rockridge Manor Homeowners' Association, Scott Halbrook and told him
17 that I had received a summons and complaint filed by Christine Chang. I noticed that our previous
18 insurance agent, Norm Young and Truck Insurance Exchange were listed on the summons.
19 I believed that I had given sufficient notice to the Association's insurance company by telling Mr.
20 Halbrook that I had received copies of the summons and complaint. I believed at that time that the
21 case would be defended.

22 I later saw Mr. Halbrook at the September 19, 2007 Rockridge Manor Homeowners'
23 Association Board of Directors monthly meeting. Based upon my conversation with him concerning
24 this case, I was left with the impression and belief that the complaint was in the process of being
25 defended by Truck Insurance Exchange.

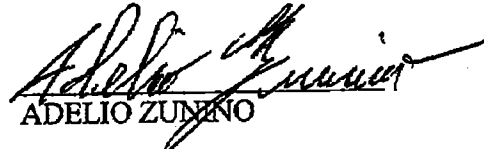
26 On October 9, 2007 I received plaintiffs' "Motion for Default Judgment" by registered mail.
27 That day I contacted Charles Blakeney, a member of the Association's Board of Directors, who told
28 me that he would call the insurance agent.
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31 **DECLARATION OF ADELIO ZUNINO IN SUPPORT OF**
32 **DEFENDANTS ROCKRIDGE MANOR HOMEOWNERS'**
ASSOCIATION, CHARLES BLAKENEY, ROCKRIDGE MANOR
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1 On October 10, 2007 I spoke with Mr. Halbrook again and told him about the Motion to
2 Enter Default. Later that day, I was contacted by Farmers Insurance Company Claim Representative
3 Kevin O'Dwyer and, at his request, I faxed the summons and complaint to him that same day.

4 I declare under penalty of perjury that the foregoing is true and correct and that this
5 declaration was executed on October 25, 2007 in Oakland, California.

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9 ADELIO ZUNINO

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32 **DEFENDANTS ROCKRIDGE MANOR HOMEOWNERS'**
ASSOCIATION, CHARLES BLAKENEY, ROCKRIDGE MANOR
CONODMINIUM AND ROCKRIDGE MANOR BOARD OF
DIRECTORS' MOTION FOR RELIEF FROM DEFAULT AND
FOR LEAVE TO FILE MOTION TO DISMISS AND MOTION
FOR SUMMARY JUDGMENT

ALJAMAN & NIESEN, P.A.
100 Larkspur Landing Circle, Suite 212
Larkspur, CA 94039
Telephone: 415.461.2700 Facsimile: 415.461.2726

PROOF OF SERVICE

I am a citizen of the United States and employed in Marin County, California. I am over the age of eighteen years and not a party to the within action. My business address is 100 Larkspur Landing Circle, Suite 212, Larkspur, California 94939-1743.

On this date I served the foregoing documents described as:

DECLARATION OF ADELIO ZUNINO IN SUPPORT OF DEFENDANTS ROCKRIDGE MANOR HOMEOWNERS' ASSOCIATION, CHARLES BLAKENEY, ROCKRIDGE MANOR CONODMINIUM AND ROCKRIDGE MANOR BOARD OF DIRECTORS' MOTION FOR RELIEF FROM DEFAULT AND FOR LEAVE TO FILE MOTION TO DISMISS AND MOTION FOR SUMMARY JUDGMENT

on the interested parties in the action by placing [] the original [x] a true copy thereof, enclosed in a sealed envelope addressed as follows:

Christine Chang
341 Tideway Drive #214
Alameda, CA 94501
Telephone (510) 769-8232

Pro Se, individually and as Guardian ad Litem
for ERIC SUN, disabled

Gaylyn Kim Conant
LOMBARDI, LOPER & CONANT, LLP
Lake Meritt Plaza
1999 Harrison Street, Suite 2600
Oakland, CA 94612
Telephone: (510) 433-2600
Facsimile: (510) 433-2699

Attorney for Defendants
THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA, ROBERT BIRGENEAU,
CONSTANCE PEPPERS CELAYA, ADAN
TEJADA, VICTORIA HARRISON, ALLAN
KOLLING, TOM KLATT AND SUSAN VON
SEEBURG

Lee J. Danforth
Coddington Hicks & Danforth
555 Twin Dolphin Drive Suite 300
Redwood City CA 94065
Telephone: (650) 592-5400

[] **BY MAIL:** I deposited such envelope with postage thereon fully prepaid in the mailbox regularly maintained by the delivery service carrier at Larkspur, California.

[] **BY PERSONAL SERVICE:** I delivered such envelope by hand to the addressee.

[] **BY FACSIMILE:** I sent such document via facsimile to the facsimile machine of the addressee.

DECLARATION OF ADELIO ZUNINO IN SUPPORT OF DEFENDANTS ROCKRIDGE MANOR HOMEOWNERS' ASSOCIATION, CHARLES BLAKENEY, ROCKRIDGE MANOR CONODMINIUM AND ROCKRIDGE MANOR BOARD OF DIRECTORS' MOTION FOR RELIEF FROM DEFAULT AND FOR LEAVE TO FILE MOTION TO DISMISS AND MOTION FOR SUMMARY JUDGMENT

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1 [x] **BY E-MAIL:** I transmitted a true electronic copy of the foregoing documents by e-mail to
2 Christine Chang's e-mail address: Christie1chang@peoplepc.com, Gaylyn Kirm Conant's
3 email address: gkc@llcllp.com, and Lee Danforth's email address:
4 LDanforth@CHDLAWYERS.com

5 I declare under penalty of perjury under the laws of the State of California that the foregoing
6 is true and correct to the best of my knowledge.

7 Executed on November 2, 2007, at Larkspur, California.

8 /s/ Paul A. Conroy
9 PAUL A. CONROY

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